



Chhattisgarh State Electricity Regulatory Commission  
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**Petition No. 46 of 2018(M)**

**In the Matter,**

**"Miscellaneous petition under section 86 (1)(e) read with clause 44 of CSERC (Conduct of Business) Regulations, 2009 and read with clause 13 and 14 of CSERC (Renewable Obligation read REC Framework Implementation) Regulations, 2013 and clause 12 of Regulations, 2016 for waving-off the deficit RPO for the period FY 2013-14 to FY 2017-18."**

Chhattisgarh State Power Distribution  
Company Limited, (CSPDCL)  
Registered office at Danganiya,  
Raipur (Chhattisgarh)

**... Petitioner**

**PRESENT** : **Narayan Singh, Chairman**  
**Arun Kumar Sharma, Member**

**APPEARANCE** : Shri Arvind Banerjee, EE and Shri  
Ramesh Verma, DGM (Fin.) for  
Petitioner.

**ORDER**

**(Passed on 11 July, 2018)**

The petitioner Chhattisgarh State Power Distribution Company Limited (CSPDCL) is one of the successor company of the erstwhile Chhattisgarh State Electricity Board (CSEB). The petitioner is a distribution licensee in the State of Chhattisgarh for supplying electricity in accordance with the provisions of the

Electricity Act, 2003 and procurement of power from various conventional as well as non-conventional sources.

- 2.** Petitioner has filed this petition under section 86 (1) (e) read with clause 44 of CSERC (Conduct of Business) Regulation, 2009 and read with clause 13 and 14 of CSERC (Renewable Obligation and REC Framework Implementation) Regulations, 2013 and clause 12 of Regulations, 2016 for waving-off the deficit RPO for the period FY 2013-14 to FY 2017-18.
- 3.** The petitioner prays for the relief to waive off the accumulated deficit solar and non-solar RPO to the extent of 360.08 MUs and 2396.93 MUs respectively for period FY 2013-14 to FY 2017-18.
- 4.** The petitioner further submitted that price of RECs which were traded last on the power exchanges very recently had been at Rs 1010/- for non-solar and Rs. 100/- for solar per certificate. Thus, at this rate of RECs, approximately Rs. 278.69 Crore will be required to meet the deficit RPO. Further CREDA has installed various of-grid SPV power plants in the State of Chhattisgarh involving State Govt.'s expenditure. The total estimated energy generation from these plants up to March, 2018 is 28.84 MUs thus after according the same the deficit solar RPO will be 360.08 MUs after accounting the same the total amount required to meet the total deficit will be approximately Rs. 276.06 Crore.
- 5.** Petitioner submitted that despite putting all efforts CSPDCL could not met the RPO targets for all these years for the

reasons which were either attributable to the R.E. generators (in particular Biomass, and Hydel generators) or for the reasons which were beyond the control of the CSPDCL. Further the CSPDCL has made sufficient efforts to meet the RPO in future and executed PPA for 267 MW of solar power plant, 92.75 MW of hydel project, 200.87 MW biomass power plant and 150 MW wind power.

From the aforesaid, it is evident that applicant is continuously endeavoring to fulfill its RPO obligations.

**Commission View:**

- 6.** We have considered the submission of petitioner and respondent our attention has been drawn toward the facts that in CSPDCL's tariff determination, for FY 2018-19 has been completed therefore it would not be appropriate to force them for compliance of RPO for FY 2013-14 to FY 2017-18 at this stage. As this will require to revised the existing tariff to recover the additional amount of Rs. 276.06 Crore.
- 7.** We have gone through the difficulties explained by the CSPDCL for non fulfillment of RPO. The CSPDCL has made all out efforts to fulfill the RPO by executing PPA with RE projects. After getting the supply against the above contracted capacity of RE power in the near future the CSPDCL will be in a position to meet out not only the current RPO request but also could meet backlog RPO for past years.

- 8.** The relevant provision for non-compliance of RPO in Chhattisgarh state electricity regulatory commission (renewable purchase obligation and REC framework Implementation) regulations, 2013 is a under;

**XXXXXXXXXXXX**

Provided that in case of any genuine difficulty in complying with the renewable purchase obligation because of non-availability of power from renewable energy sources or the RECs, the obligated entity can approach the Commission to carry forward the compliance requirement to the next year only.

Provided further that where the Commission has consented to carry forward of compliance requirement, the provision regarding creation of such fund as specified above shall not be applicable.

- 15.** Considering the above provisions, Commission hereby permit the petitioner to carry forward the requirement of RPO compliance to the subsequent years. During hearing petitioner requested for interchangeability of solar & non-solar RPO. The Commission accepted the same.

We order accordingly.

**Sd/-  
(ARUN KUMAR SHARMA)  
MEMBER**

**Sd/-  
(NARAYAN SINGH)  
CHAIRMAN**